(August 1985) (Noncoal)

Bond	Number	
Permi	t Number	M/037/023

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
(801) 538-5340

THE MINED LANDS RECLAMATION ACT

BOND

	Umetco Miner			
as principal, and $\_$				as
surety, hereby joint				
executors, successor	s and assigns unto	the State of Uta	ah, Division of (	Jil, Gas
and Mining in the pe			Seven Hundred ·	
and no/100	dollars (\$ 33,700	.00	).	
	timated in the Min		ion Plan filed w	ith the
Division of Oil, Gas			day of <u>Septembe</u>	
	83 , that <u>33</u> .		f land will be d	
by this mining opera	tion in the State	of Utan. A desc	ription of the d	isturbed
land is attached her	eto as Exhibit "A.	11		

When the Division has determined that the principal has satisfactorily reclaimed the above-mentioned lands affected by mining in accordance with the approved Mining and Reclamation Plan and has faithfully performed all requirements of the Mined Land Reclamation Act, and complied with the Rules and Regulations adopted in accordance therewith, then this obligation shall be void; otherwise it shall remain in full force and effect until the reclamation is completed as outlined in the approved Mining and Reclamation Plan.

If the approved plan provides for reclamation of the land affected on a piecemeal or cyclic basis, and the land is reclaimed in accordance with such plan, then this bond may be reduced periodically.

In the converse, if the plan provides for a gradual increase in the area of the land affected or increased reclamation work, then this bond may accordingly be increased with the written approval of the surety company.

PROVIDED FURTHER, the surety herein shall have the right to cancel this bond at any time upon giving the principal herein and the Utah Department of Natural Resources at least thirty (30) days prior notice of its desire so to do, such cancellation, however, shall not affect its liability as to any amounts then due or thereafter to become due hereunder as the result of mining occurring prior to the date of cancellation specified in such notice.

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NOTE: Where one signs by virtue of Power of Attorney for a surety company, such Power of Attorney must be filed with this bond. If the principal is a corporation, the bond shall be executed by its duly authorized officer.

Seaboard Surety Company

Surety (Company)

By Nation Semandal

Surety Company Officer - Position

Natalie Reingold, Attorney-In-Fact

DATE: November 15, 1988

APPROVED AS TO FORM:

By \_\_\_\_\_\_\_Assistant Attorney General

AND AND THE REAL PROPERTY.

### AFFIDAVIT OF QUALIFICATION

natalle Reingold , being first duly sworn, on oath deposes and
says that he/she is the (officer or agent) Attorney-In-Fact
of said Surety Company, and that he/she is duly authorized to execute and
deliver the foregoing obligations; that said Surety Company is authorized to
execute the same and has complied in all respects with the laws of Utah in
reference to becoming sole surety upon bonds, undertakings and obligations.
Seaboard, Surety Company  (Signed)  Surety Company Officer - Position Natalie Reingold, Attorney-In-Fact  Subscribed and sworn to before me this 15th day of November  Notary Public

My Commission Expires:

VINCENT MOY
Notary Public, State of New York
No. 41-4926962
Qualified in Queens County
Commission Expires April 25, 19.

### EXHIBIT A

### CALLIHAM MINE

Section 33, Township 32 South, Range 26 East S.L.B.M., San Juan County, Utah

The Mining and Reclamation Plans are on file with the  $\ensuremath{\mathsf{Department}}$  .

**Certified Copy** 

- 2016

SEABOARD SURETY COMPANY

ATIVE OFFICES, BEDMINSTER, NEW J

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That SEABOARD SURETY COMPANY, a corporation of the State of New York, has made, constituted and appointed and by these presents does make, constitute and appoint Natalie Reingold or

Virginia F. McIntosh or Victoria M. Gonsalves or Mary R. McKee or

Vincent Mov

New York, New York

its true and lawful Attorney-in-Fact, to make, execute and deliver on its behalf insurance policies, surety bonds, undertakings and other instruments of similar nature as follows:

Without Limitations

Such insurance policies, surety bonds, undertakings and instruments for said purposes, when duly executed by the aforesaid Attorney-in-Fact, shall be binding upon the said Company as fully and to the same extent as if signed by the duly authorized officers of the Company and sealed with its corporate seal; and all the acts of said Attorney-in-Fact, pursuant to the authority hereby given, are hereby ratified and confirmed.

This appointment is made pursuant to the following By-Laws which were duly adopted by the Board of Directors of the said Company on December 8th, 1927, with Amendments to and including January 15, 1982 and are still in full force and effect: ARTICLE VII, SECTION 1:

"Policies, bonds, recognizances, stipulations, consents of surety, underwriting undertakings and instruments relating thereto.

Insurance policies, bonds, recognizances, stipulations, consents of surety and underwriting undertakings of the Company, and releases, agreements and other writings relating in any way thereto or to any claim or loss thereunder, shall be signed in the name and on behalf of the Company

(a) by the Chairman of the Board, the President, a Vice-President or a Resident Vice-President and by the Secretary, an Assistant Secretary, a Resident Secretary or a Resident Assistant Secretary; or (b) by an Attorney-in-Fact for the Company appointed and authorized by the Chairman of the Board, the President or a Vice-President to make such signature; or (c) by such other officers or representatives as the Board may from time to time determine.

The seal of the Company shall if appropriate be affixed thereto by any such officer, Attorney-in-Fact or representative."

IN WITNESS WHEREOF, SEABOARD SURETY COMPANY has caused these presents to be signed by one of its Vice-Presidents, and its corporate seal to be hereunto affixed and duly attested by one of its Assistant Secretaries, this 10th day of March 19 87

Attest:

STATE OF NEW JERSEY COUNTY OF SOMERS

day of Michael B. Keegan

... before me personally appeared a Vice-President of SEABOARD SURETY COMPANY.

with whom I am personally acquainted, who, being by me duly sworn, said that he resides in the State of New Jersey; that he is a Vice-President of SEABOARD SURETY COMPANY, the corporation described in and which executed the foregoing instrument; that he knows the corporate seal of the said Company; that the seal affixed to said instrument is such corporate seal: that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto as Vice-President of said Company by like authority.

(Seal)

FELICE M. CATALANO NOTARY PUBLIC OF NEW JERSEY

My Commission Exp. June 4, 1991

CERTIFICATE

Notary Public

KK 5264

I, the undersigned Assistant Secretary of SEABOARD SURETY COMPANY do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this Certificate and I do further certify that the Vice-President who executed the said Power of Attorney was one of the Officers authorized by the Board of Directors to appoint an attorney-in-fact as provided in Article VII, Section 1, of the By-Laws of SEABOARD SURETY COMPANY.

This Certificate may be signed and sealed by facsimile under and by authority of the following resolution of the Executive Committee of the Board of Directors of SEABOARD SURETY COMPANY at a meeting duly called and held on the 25th day of March 1970.

"RESOLVED: (2) That the use of a printed facsimile of the corporate seal of the Company and of the signature of an Assistant Secretary on any certification of the correctness of a copy of an instrument executed by the President or a Vice-President pursuant to Article VII, Section 1, of the By-Laws appointing and authorizing an attorney-in-fact to sign in the name and on behalf of the Company surety bonds, underwriting undertakings or other instruments described in said Article VII, Section 1, with like effect as if such seal and such signature had been manually affixed and made, hereby is authorized and approved."

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Company to these presents this 15th day of November

## SURETY COMPANY

ADMINISTRATIVE OFFICES: BEDMINSTER, NEW JERSEY

# FINANCIAL STATEMENT—JUNE 30, 1986

	XLJ () 1,	TI EMEN I—JUNE 30, 1986	
ASSETS		, 2000	
*Stocks and Bonds	\$122,440,194.	LIABILITIES Reserve for II	
Cash in Office & Banks	(3,356,656.)	Reserve for Unearned Premiums  Claim Reserves	\$ 35,888,371.
Accrued Interest & Dividends	2,619,257.	Claim Reserves Other Reserves	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Outstanding Premiums  Accounts Receivable	(3,690,208.)	Capital Stock	8,396,635.
-	4,676,147.	Surplus	2,500,000.
Total Admitted Assets	\$122,688,734		56,357,170.
* Bonds and stocks are valued on basis approved by National Securities carried at \$7,082,599 in the above statement are de		Total Liabilities	\$122,688,734

Securities carried at \$7,082,599 in the above statement are deposited for the purpose required by law.

STATE OF NEW JERSEY COUNTY OF SOMERSET

I, G. F. THOMPSON, President of SEABOARD SURETY COMPANY, do hereby certify that the foregoing is a full, true and correct copy of the Financial Statement of said Company, as of June 30, 1986.

IN WITNESS WHEREOF, I have signed this statement at New York, New York, this . 15th . . . . . day of

.... November ..... , 19.88 .....



Revised Form 157

President

#### Caliham/Sage, M/037/023

Description, Caliham

The Caliham currently covers about 10 acres of surface disturbance which includes half a dozen Butler buildings, a waste dump, two ore pads, a water treatment pond, and a decline. Final reclamation will require building removal, foundation burial, and the regrading and topsoiling of the ore pads and waste dump. It is assumed that the access road and ponds will be left as part of the post mining land use.

Item	<u>Amount</u>	<u>Rate</u>	<u>Cost</u>
Removal of Structures and debris	Lump sum	Limited Salvage	\$5,000
Plug Boreholes	3	Lump sum	1,000
Seal Portal	1	Lump sum	1,000
Regrade pads & dumps and topsoil	160 hours D-7	\$110/hr	17,600
Rip and Seed	D-7 w/laborer 16 hours	\$125/hr	2,000
Seed	10 acres	\$80/acre	,800
		Subtotal	\$27,400
10% Contingency			2,700
Total in 1988 \$			\$30,100
Escalation (2.	3% for 5 years)		3,600
Total in 1993	\$		\$33,700

jb 8/23